

Senate Transportation and Safety Committee 1

Amendment No. 1 to SB0299

**Bailey
Signature of Sponsor**

AMEND Senate Bill No. 299

House Bill No. 187*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. This act shall be known and may be cited as the "Express Transportation Act."

SECTION 2. Tennessee Code Annotated, Section 54-3-104(d), is amended by deleting the following language:

except that additional lane capacity constructed on or along an existing highway or bridge after June 28, 2007, may be developed and operated as a tollway.

and substituting instead the following new language:

except that an existing HOV lane on a highway, bridge, or other transportation-related facility may be converted to a tollway or toll facility, whether or not the lane, highway, bridge, or facility was constructed prior to, or on or after, June 28, 2007, and additional lane capacity constructed on or along an existing highway or bridge after June 28, 2007, may be developed and operated as a tollway.

SECTION 3. Tennessee Code Annotated, Section 54-3-104(c), is amended by deleting the first sentence and substituting instead the following:

The commissioner may set tolls for the use of tollways or toll facilities, subject to any resolutions or indentures authorizing bonds. For tollway projects or toll facility projects converting an HOV lane to a managed/toll lane on the interstate and defense highway system, no toll shall be imposed on any owner or operator of an emergency vehicle or high occupancy vehicle as defined in § 55-8-188; provided, that for those projects, the commissioner may require the payment of tolls by owners or operators of

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inherently low-emission vehicles and low-emission and energy-efficient vehicles, as defined in § 55-8-188, and single occupancy vehicles, in accordance with 23 U.S.C. § 166(b)(4)-(5) and (c). All revenue collected from tolls imposed for the use of managed/toll lanes shall be used solely for the maintenance, management, and enhancement of the managed/toll lane system and other purposes as provided in 23 U.S.C. § 129(a)(3).

SECTION 4. Tennessee Code Annotated, Section 55-8-188(c)(2)(A), is amended by deleting the language "and without payment of a special toll or fee".

SECTION 5. Tennessee Code Annotated, Section 55-8-198(f), is amended by deleting the language "on federal interstate highways except for Smart Way cameras" and substituting instead the language "on federal interstate highways except for cameras or other technologies used to enforce violations of, and restrictions on, the use of managed/toll lanes in accordance with § 54-3-104(c) and 23 U.S.C. § 166(d), Smart Way cameras".

SECTION 6. This act shall take effect upon becoming a law, the public welfare requiring it.